UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BENJAMIN M. GAMORAN, derivatively on behalf of the nominal defendant with respect to its series mutual fund, the Neuberger Berman International Fund,

Plaintiff,

- against -

NEUBERGER BERMAN, LLC, NEUBERGER BERMAN MANAGEMENT LLC, BENJAMIN SEGAL, PETER E. SUNDMAN, JACK L. RIVKIN, JOHN CANNON, FAITH COLISH, MARTHA C. GOSS, C. ANNE HARVEY, ROBERT A. KAVESH, HOWARD A. MILEAF, EDWARD I. O'BRIEN, WILLIAM E. RULON, CORNELIUS T. RYAN, TOM D. SEIP, CANDACE L. STRAIGHT, AND PETER P. TRAPP,

Defendants,

- and -

NEUBERGER BERMAN EQUITY FUNDS d/b/a NEUBERGER BERMAN INTERNATIONAL FUND,

Nominal Defendant.

11 Civ. 7957 (TPG) (KNF)

ECF Case

NOTICE OF APPEAL

NOTICE is hereby given that Benjamin M. Gamoran, derivatively on behalf of Nominal Defendant Neuberger Berman Equity Funds with respect to its series fund, Neuberger Berman International Fund, hereby appeals to the United States Court of Appeals for the Second Circuit, from each and every part of the Judgment dated March 29, 2013 and entered herein on April 1, 2013, and from each and every judgment, decision, opinion and order upon which it is based.

Dated: April 23, 2013 _s/ Thomas I. Sheridan, III_

Thomas I. Sheridan, III
HANLY CONROY BIERSTEIN SHERIDAN
FISHER & HAYES LLP
112 Madison Avenue
New York, NY 10016
(212) 784-6404
tsheridan@hanlyconroy.com

Attorney for Appellants

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BENJAMIN M. GAMORAN, derivatively on behalf ofthe nominal defendant with respect to its series mutual fund, the Neuberger Berman International Fund,

Plaintiff,

-against-

NEUBERGER NERMAN, LLC, NEUBERGER BERMAN MANAGEMENT LLC, BENJAMIN SEGAL, PETER E. SUNDMAN, JACK L. RIVKIN, JOHN CANNON, FAITH COLISH, MARTHA C. GOSS, C. ANNE HARVEY, ROBERT A. KAVESH, HOWARD A. MILEAF, EDWARD I. O'BRIEN, WILLIAM E. RULON, CORNELIUS T. RYAN, TOM D. SEIP, CANDACE L. STRAIGHT, AND PETER P. TRAPP,

Defendants,

-and-

it is,

NEUBERGER BERMAN EQUITY FUNDS d/b/a NEUBERGER BERMAN INTERNATIONAL FUND,

Nominal Defendant.

The defendants, collectively, having moved to dismiss the amended complaint with prejudice, and the matter having come before the Honorable Thomas P. Griesa, United States District Judge, and the Court, on March 29, 2013, having rendered its Opinion granting Defendants' motions to dismiss, and dismissing Plaintiff's amended complaint in its entirety without prejudice,

ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Opinion dated March 29, 2013, Defendants' motions to dismiss are granted, and Plaintiff's

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC#:
DATE FILED: 3/24/13

11 **CIVIL** 7957 (TPG)

<u>JUDGMENT</u>

amended complaint is dismissed in its entirety without prejudice.

Dated: New York, New York March 29, 2013

RUBY J. KRAJICK

Clerk of Court

A

Deputy Clerk

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON _____

SERVICE LIST

James N. Benedict, Esq.
Douglas W. Henkin, Esq.
Matthew John Latterner, Esq.
Alan Stone, Esq.
Mia C. Korot, Esq.
MILBANK, TWEED, HADLEY & MCCLOY LLP
One Chase Manhattan Plaza
New York, NY 10005
(212)-530-5000

Attorneys for defendants Neuberger Berman Management LLC, Neuberger Berman, LLC, Benjamin Segal, Peter E. Sundman, and Jack L. Rivkin

Jeffrey B. Maletta, Esq. Nicholas G. Terris, Esq. Theodore L. Kornobis, Esq. K&L GATES LLP 1601 K Street, N.W. Washington, D.C. 20006-1600 (202) 778-9100

Joanna A. Diakos, Esq. K&L GATES LLP 599 Lexington Avenue New York, NY 10022-6030 (212) 536-4807

John M. Seaman, Esq. Abrams & Bayliss LLP 20 Montchanin Road, Suite 200 Wilmington, DE 19807 (302) 778-1000

Attorneys for defendants John Cannon, Faith Colish, C. Anne Harvey, Robert A. Kavesh, Howard A. Mileaf, Edward L. O'Brien, William E. Rulon, Cornelius T. Ryan, Tom D. Seip, Candace L. Straight, Peter P. Trapp and Nominal Defendant Neuberger Berman Equity Funds